



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Neil Reiff
Sandler Reiff Lamb Rosenstein & Birkenstock, P.C.
1090 Vermont Ave. NW, Suite 750
Washington, DC 20005

AUG 02 2018

RE: MUR 7360
Liuba for Congress
and Sue Jackson, as treasurer;
Liubov "Libua" Grenchen Shirley

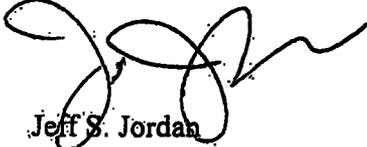
Dear Mr. Reiff:

On April 11, 2018, the Federal Election Commission ("Commission") notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). On July 31, 2018, based upon the information contained in the complaint and information provided by respondents, the Commission decided to dismiss allegations that Liuba for Congress and Sue Jackson, in her official capacity as treasurer, and Liubov "Libua" Grenchen Shirley violated provisions of the Act. The Commission then closed its file in this matter. A copy of the General Counsel's Report, which more fully explains the basis for the Commission's decision, is enclosed.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009). If you have any questions, please contact Kristina Portner, the attorney assigned to this matter, at (202) 694-1518.

Sincerely,

Lisa J. Stevenson
Acting General Counsel

BY: 
Jeff S. Jordan
Assistant General Counsel

Enclosure:
General Counsel's Report

BEFORE THE FEDERAL ELECTION COMMISSION

ENFORCEMENT PRIORITY SYSTEM
DISMISSAL REPORT

MUR: 7360

Complaint Receipt Date: April 9, 2018

Response Date: May 2, 2018

EPS Rating:

Respondents: Liuba for Congress and
Sue Jackson, as Treasurer
("the Committee"),
Liubov "Liuba" Grechen
Shirley¹

Alleged Statutory
Regulatory Violations:

52 U.S.C. §§ 30101(2), 30102(e)(1), 30103(a)
11 C.F.R. §§ 100.3, 101.1(a), 102.1(a)

The Complaint alleges that Shirley failed to file financial disclosure forms as required by the Ethics in Government Act of 1978 despite the fact that she was campaigning for office, had raised the required financial minimum, and publicly announced her candidacy.² The Response states that, regardless of the merits of the complaint, the allegation is outside the Commission's jurisdiction.

Based on its experience and expertise, the Commission has established an Enforcement Priority System using formal, pre-determined scoring criteria to allocate agency resources and assess whether particular matters warrant further administrative enforcement proceedings. These criteria include (1) the gravity of the alleged violation, taking into account both the type of activity and the amount in violation; (2) the apparent impact the alleged violation may have had on the electoral process; (3) the complexity of the legal issues raised in the matter; and (4) recent trends in

¹ On her amended Form 2, the candidate lists her name as Liubov "Liuba" Grechen Shirley. Shirley is a 2018 candidate for the U.S. House of Representatives in New York's Second Congressional District. Liuba for Congress is her principal campaign committee.

² Although the *pro se* Complaint does not cite to a provision of the Federal Election Campaign Act of 1971, as amended, the Complaint, liberally construed, alleges that Shirley was a candidate in 2017, and our review of the Committee's filings suggests that Shirley may have filed her Statement of Candidacy about two months late. See 52 U.S.C. §§ 30101(2), 30102(e)(1); 11 C.F.R. §§ 100.3, 101.1(a). We note that the Committee received over \$5,000 in contributions in October 2017, but Shirley did not file her Statement of Candidacy until January 22, 2018. There is no information, however, that the Committee's Statement of Organization, filed on October 3, 2017, was untimely. We make no recommendation as to the apparently untimely Statement of Candidacy because it was not directly alleged in the complaint.

